

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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FRANK E. VALENCIA,

Plaintiff,

-against-

WESTCHESTER COUNTY; CORRECT CARE  
SOLUTIONS, LLC; RAUL ULLOA, Medical  
Director; ALEXIS GENDELL, M.D., Medical  
Administrator; JOON PARK, M.D., Physician;  
JOSEPH K. SPANO, Commissioner; and  
LEANDRO DIAZ, Deputy Commissioner,

Defendants.  
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USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 5/7/2020
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19 CIVIL 1699 (VB)

**JUDGMENT**

It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Order dated May 7, 2020, plaintiff has not filed an amended complaint. Indeed, plaintiff's last communication with the Court came by letter dated August 6, 2019. The Court concludes plaintiff has abandoned this case. Having considered all of the factors set forth in *Lucas v. Miles*, 84 F.3d 532, 535 (2d Cir. 1996), the case is dismissed with prejudice for failure to prosecute or comply with Court orders. Fed. R. Civ. P. 41(b). Judgment is entered in Defendants' favor. The Court certifies pursuant to 28 U.S.C. § 1915(a)(3) that any appeal from the order would not be taken in good faith, and therefore in forma pauperis status is denied for the purposes of an appeal; accordingly, this case is closed.

**Dated:** New York, New York

May 7, 2020

**RUBY J. KRAJICK**

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Clerk of Court

BY:

*R. Mango*  
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Deputy Clerk